

REMARKS

Claims have been selected and withdrawn based on the Office Action mailed on 06/26/2003 (hereinafter referred to as the OA), which was a restriction requiring a species selection. Applicant has grouped all previously pending claims as best as Applicant could using the three species defined by the Examiner as: (1) a networked primary and secondary game system; (2) concentrically mounted wheel indicators in a game machine; and, (3) a win-lose game for a secondary game. Applicant, after much consideration of the wording on (2), reasonably assumed that (2) refers to a secondary game using concentric wheels. The Examiner identified claims 21-37 and 60-65 as generic. Using the Examiner's phrases above, Applicant grouped the currently pending claims as follows:

21-28, 31, 32 and 34 (Generic) Gaming machine having a secondary game according to the present invention.

35-37 (Species 2) Gaming machine having a secondary game according to the present invention where the secondary game uses concentric wheels.

52-54, 58, and 59 (Species 1) Gaming system having a secondary game according to the present invention that is networked to a plurality of primary games.

60-65 (Generic) Method of playing a primary and secondary game according to the present invention.

66-68, and 73 (Species 2) Includes a secondary game using concentric wheels according to the present invention.

75-83 (Species 3) Includes a secondary win-lose game according to the present invention.

84-86 (Species 2 and 3) Specifies that the win-lose secondary game is embodied in a plurality of concentric wheels.

Applicant will proceed with prosecution on the merits for the generic claims and species 2. Since claims 84-86 include the limitations associated with species 3 as well as species 2, they will be withdrawn until a generic claim is allowed. Based on the selection of species 2, the pending claims stand as follows:

21-28, 31, 32 and 34 (Generic) Currently Pending.

35-37 (Species 2) Currently Pending.

52-54, 58, and 59 (Species 1) Currently Withdrawn.

60-65 (Generic) Currently Pending.

66-68, and 73 (Species 2) Currently Pending.

75-83 (Species 3) Currently Withdrawn.

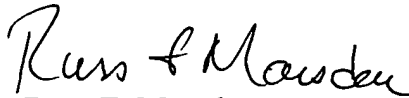
84-86 (Species 2 and 3) Currently Withdrawn.

Conclusion

Applicant respectfully submits the claim selections made in this communication are responsive to the restriction requirements of the OA, and further respectfully submits that the currently pending claims are in condition for allowance as per Applicant's communication of 21 April 2003. Applicant respectfully requests consideration for allowance of the pending claims. Please feel free to contact the undersigned attorney with any questions, suggestions, etc., relative to this application.

Respectfully submitted,

SIERRA DESIGN GROUP


Russ F. Marsden
Reg. No. 43,775

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Sierra Design Group
300 Sierra Manor Drive
Reno, NV 89511
Voice: (775) 412-0139
FAX: (775) 850-1501